

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

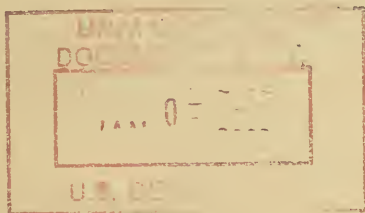
FOR THE

TANNING EXTRACT INDUSTRY

AS APPROVED ON OCTOBER 9, 1934



WE DO OUR PART



UNITED STATES
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AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

TANNING EXTRACT INDUSTRY

As Approved on October 9, 1934

ORDER

APPROVING AMENDMENTS TO THE CODE OF FAIR COMPETITION FOR THE
TANNING EXTRACT INDUSTRY

An application having been duly made pursuant to and in full compliance with the provisions of Title I, of the National Industrial Recovery Act, approved June 16, 1933, for approval of amendments to a Code of Fair Competition for the Tanning Extract Industry, and due notice and opportunity to be heard having been given thereon and the annexed report on said amendments, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order No. 6859, dated September 27, 1934, and otherwise; does hereby incorporate, by reference, said annexed report and does find that said amendments and the Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendments be and they are hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By G. A. LYNCH, *Administrative Officer.*

Approval recommended:

JOSEPH F. BATTLLEY,
Acting Division Administrator.

WASHINGTON, D. C.,
October 9, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on amendments to the Code of Fair Competition for the Tanning Extract Industry which was approved by you on March 29, 1934.

The purpose of the amendment to the definition of "Industry" in Article I of the Code is to include within the Industry the manufacture, liquefying and/or dissolving for sale of tanning extract from extracts.

The amendment to Article II, Section 6 is the standard provision on assessments providing for compulsory contributions to the expense of administrating the Code.

The amendments to Articles IV, and V, revise labor provisions to conform to the standard administration draft of such provisions.

The amendment to Section 4, Article VI provides for the submission of such statistical information to Federal and/or State agencies as the Board may deem necessary for the purposes recited in Section 3 (a) of the Act. It further provides that nothing contained in the Code shall relieve any member of any existing obligations to furnish reports to Federal and/or State agencies.

The amendment to Article VIII provides for the addition of a new Section 2 whereby the Code Authority for the purpose of assisting the Code Authorities of allied industries in the adjustment of labor disputes and complaints within such industries shall consider the advisability of creating a Joint Industrial Relations Board.

The Deputy Administrator in his final report to us on said amendments of said Code having found as herein set forth and on the basis of all the proceedings in this matter:

The Board finds that:

(a) The amendments of said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action of labor and management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation sub-section (a) of Section 3, sub-section (a) of Section 7 and sub-section (b) of Section 10 thereof.

(c) The Code empowers the Code Authority to propose the amendments on behalf of the Industry as a whole.

(d) The amendments and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendments and the Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to approval of said amendments.

For these reasons these amendments have been approved.

Respectfully,

NATIONAL INDUSTRIAL RECOVERY BOARD,
By G. A. LYNCH, *Administrative Officer*.

OCTOBER 9, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE TANNING EXTRACT INDUSTRY

A. Delete the definition of " Industry " in Article I and substitute therefor:

" Industry " " The manufacture, liquefying and/or dissolving for sale of tanning extract from domestic wood and bark or from imported wood, bark, leaves, nuts and extracts."

B. Delete Section 7 of Article II and substitute therefor:

7 (a) It being found necessary in order to support the administration of this Code and to maintain the standards of fair competition established hereunder and to effectuate the policy of the Act, the Code Authority is authorized:

1. To incur such reasonable obligations as are necessary and proper for the foregoing purposes, and to meet such obligations out of funds which may be raised as hereinafter provided and which shall be held in trust for the purposes of the Code.

2. To submit to the National Industrial Recovery Board for its approval, subject to such notice and opportunity to be heard as it may deem necessary (1) an itemized budget of its estimated expenses for the foregoing purposes, and (2) an equitable basis upon which the funds necessary to support such budget shall be contributed by members of the Industry;

3. After such budget and basis of contribution have been approved by the National Industrial Recovery Board, to determine and obtain equitable contribution as above set forth by all members of the Industry, and to that end, if necessary, to institute legal proceedings therefor in its own name.

(b) Each member of the Industry shall pay his or its equitable contribution to the expenses of the maintenance of the Code Authority, determined as hereinabove provided, and subject to rules and regulations pertaining thereto issued by the National Industrial Recovery Board. Only members of the Industry complying with the Code and contributing to the expenses of its administration as hereinabove provided, unless duly exempted from making such contributions, shall be entitled to participate in the selection of members of the Code Authority or to receive the benefits of any of its voluntary activities or to make use of any emblem or insignia of the National Recovery Administration.

(c) The Code Authority shall neither incur nor pay any obligation substantially in excess of the amount thereof as estimated in its approved budget, and shall in no event exceed the total amount contained in the approved budget, except upon approval of the National Industrial Recovery Board; and no subsequent budget shall contain any deficiency item for expenditures in excess of prior

budget estimates, except those which the National Industrial Recovery Board shall have so approved.

C. Delete Section 5 of Article IV and substitute therefor:

5. A person whose earning capacity is limited because of age, physical or mental handicap or other infirmity may be employed on light work at a wage below the minimum established by this Code, provided, that the State authority designated by the United States Department of Labor shall have issued a certificate authorizing such persons employment at such wage and for such hours as shall be stated in the certificate. Such authority shall be guided by the instructions of the United States Department of Labor in issuing such certificates to such persons. Each member shall file monthly with the Code Authority a list of all such persons employed by him, showing the wages paid to and the maximum hours of work for such employees.

D. Delete Section 5 of Article V and substitute therefor:

All employers shall keep posted copies of all Labor Provisions of this Code, and any amendments thereto, in conspicuous places accessible to employees, and otherwise comply with all posting rules and regulations from time to time issued by the National Industrial Recovery Board.

E. Delete Section 7 of Article V and substitute therefor:

7. The manufacture or partial manufacture of any product of the Industry in homes shall be prohibited, except in accordance with the provisions of the Executive Order of the President of the United States, dated May 15, 1934.

F. Delete Section 4 of Article VI and substitute therefor:

In addition to information required to be submitted to the Code Authority, there shall be furnished to Federal and/or State agencies such statistical information as the National Industrial Recovery Board may deem necessary for the purposes recited in Section 3 (a) of the Act. Nothing contained in this Code shall relieve any member of any existing obligations to furnish reports to Federal and/or State agencies.

G. Add a new Section 2 to Article VIII to read as follows:

2. For the purpose of assisting the Code Authorities of allied industries in the adjustment of all labor disputes and labor complaints arising within such industries, the Code Authority shall consider the advisability of creating a Joint Industrial Relations Board for such industries, and shall report its recommendations to the National Industrial Recovery Board within ninety (90) days after the effective date of this amendment.

Approved Code No. 374—Amendment no. 1.
Registry no. 1658-1-01.



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